

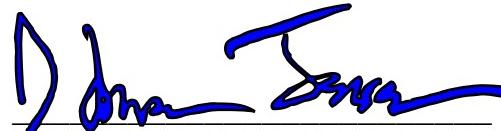
1 UNITED STATES OF AMERICA,)
2 Plaintiff,)
3)
4 v.) No. CR-06-00346-DLJ
5 JOSHUA HEDLUND,)
6 Defendant.)

6

7 On February 4, 2008, Defendant Joshua Hedlund (Hedlund)
8 pled guilty to one count of Use of Premises for the Purpose of
9 Manufacturing Marijuana, in violation of 21 U.S.C. § 856(a)(1),
10 and one count of Money Laundering, in violation of 18 U.S.C. §
11 1956(a)(1)(A)(1). Subsequently, in June, the United States
12 Supreme Court decided the case of United States v. Santos, ___
13 U.S. ___, 128 S.Ct. 2020 (2008), holding that the word
14 "proceeds" in § 1956(a)(1)(A)(1) means "profits". It is the
15 tentative ruling of the Court that, pursuant to the Santos
16 decision, the factual basis for Hedlund's plea is insufficient
17 to support a finding of guilt for the crime of Money
18 Laundering. The Court's reasoning on this matter will be
19 further explained in a future order. As a result the Court
20 orders the probation department to amend the Pre-sentence
21 Report and remove the references to that offense as an offense
22 of conviction in the Guideline and Sentencing calculations.

23 IT IS SO ORDERED

24 Dated: August 19, 2008


25 D. Lowell Jensen
United States District Judge